

FRIDAY, JULY 24, 1874.

Supreme Court Proceedings.

MONDAY, July 20.—The Supreme Court met this morning and filed a number of opinions, some of which are considered quite important. The following is a list of cases decided.

BY JUDGE ADAMS:

Benj. Philbert et al defendants in error, vs Frank Schmidt, plaintiff in error. Rehearing from Cole circuit. Reversed and remanded.

Abel J. Bacon, defendant in error, vs J. D. Morrisson, plaintiff in error. Error to Cedar. Affirmed.

W. J. Spoor, respondent, vs St. Louis, Kansas City and Northern Railroad Company, appellant. Appeal from Randolph. Affirmed.

Jonathan Saunders, respondent, vs St. Louis, Kansas City and Northern Railroad Company, appellant. Appeal from Randolph. Affirmed.

J. W. McClurg, appellant, vs Jesse A. Phillips et al, respondent. Certiorari. Reversed and remanded.

J. B. Handlen, defendant in error, vs Morgan County, plaintiff in error. Error to Morgan. Reversed.

Helen E. Gould et al, respondent, vs J. T. Crow, appellant. Appeal from Franklin. Reversed and remanded.

Benj. F. Aceck, plaintiff in error, vs Lucy A. Aceck, defendant in error. Error to Polk. Affirmed.

Wilhelms Reppstein et al, respondent, vs St. Louis Mutual Life Insurance Company, appellant. Appeal from Gasconade. Affirmed.

W. H. Lenox, adm'r David Lenox, appellant, vs E. A. Seay, adm'r of M. W. Trash, respondent. Appeal from Phelps. Affirmed.

State vs ex rel Tebo and Neosho railroad, respondent, vs Bates County. Appeal from Benton. Reversed.

OPINIONS BY JUDGE NAYTON.

Samuel P. Sparks, relator, vs George B. Clark, State Auditor. Petition for mandamus. Mandamus refused.

Charles Wilson et al, respondents, Matilda Maxwell, appellant. Appeal from Jackson. Affirmed.

T. B. Stenmons, respondent, vs R. B. Carry, appellant. Appeal from Jasper. Affirmed.

Louis Hammerslough et al, respondent, vs City of Kansas, appellant. Appeal from Jackson. Reversed and remanded.

Pacific Railroad, plaintiff in error, vs The Clerk of the County Court of Franklin County. Affirmed.

Barry County, respondent, vs Atlantic and Pacific Railroad Company, appellant. Reversed.

Atlantic and Pacific Railroad, appellant, vs Lawrence County, respondent. Reversed.

Exparte South Pacific Railroad Company. Reversed.

German Savings Association, plaintiff in error, vs H. Helmsick et al defendant in error. Affirmed.

Eugene Langstrass, respondent, vs German Insurance Company, appellant. Appeal from Lafayette. Affirmed.

W. Potter et al, plaintiffs in error, vs J. Herring defendant in error. Error to Saline. Affirmed.

State of Missouri, appellant, vs Curators State University. Reversed.

Wm. Lucas et al, respondent, vs F. M. Cole et al, appellants. Appeal from St. Clair. Affirmed.

Kansas City Hotel Company, defendant in error, vs R. H. Hunt, plaintiff in error. Error to Jackson. Affirmed.

Mary Wickesham, respondent, vs A. C. Woodcock, appellant. Appeal from Cedar. Affirmed.

OPINIONS BY JUDGE WAGNER.

Ebenezer M. Worley, respondent, vs Morgan Dryden, appellant. Appeal from Bates. Reversed.

Maggie M. Hosenman et al, respondents, vs Asa H. Stone, appellant. Appeal from Jackson. Affirmed.

Charlotte Grady, appellant, vs Martha A. McCorkle et al, respondent. Appeal from Howard. Reversed and remanded.

H. B. Grubs et al, respondents, vs Sam'l Cones et al, appellants. Appeal from Barton. Affirmed.

Daniel L. Wells et al, respondents, vs S. S. Sharp et al, appellants. Appeal from Jackson. Affirmed.

Lucy C. Aceck, defendant in error, vs Richard Stewart, plaintiff in error. Error to Polk. Affirmed.

Frank Schmidt, plaintiff in error, vs J. L. Smith, defendant in error. Reversed and remanded.

Saml Workman, appellant, vs C. C. Campbell, appellant. Appeal from Johnson. Affirmed.

OPINIONS BY JUDGE SHERWOOD.

John Kennedy, defendant in error, vs Estate of A. A. Kennedy, plaintiff in error. Reversed and remanded.

F. J. Cawpenny, respondent, vs City of Sedalia, appellant. Appeal from Pettis. Reversed and remanded.

B. S. Walker, defendant in error, vs T. Bradbury, plaintiff in error. Error to Morgan. Reversed and remanded.

Uel Musick, respondent, vs Atlantic and Pacific Railroad Company, appellant. Appeal from Franklin. Reversed and remanded.

W. B. Pratt, plaintiff in error, vs Caroline Clark et al, defendants in error. Reversed and remanded.

OPINIONS BY JUDGE VORIES.

Jas. C. Parny, plaintiff in error, vs G. H. Walser, administrator of Anderson S. Jones, defendant in error. Error to Barton. Reversed and remanded.

John B. Dale, appellant, vs Solomon Wright, respondent. Appeal from Jasper. Appeal dismissed.

Schmeiding & Company, defendants in error, vs A. W. Ewing, assignee, etc, plaintiff in error. Error to Cole. Reversed and remanded.

J. W. Jenkins, respondent, vs O. D. Hill, appellant. Affirmed.

O. G. Burch, defendant in error, vs T. M. Winston et al, plaintiffs in error. Reversed and remanded.

State vs use of Goodwin, appellant, vs Wm. Williamson, respondent. Appeal from St. Clair. Reversed and remanded.

F. Bonnett et al, vs F. Party et al. Motion for rehearing sustained.

The Court adjourned till to-morrow.

TUESDAY, July 21.—J. W. West, plaintiff in error, vs W. J. Fowler, defendant in error. Motion for rehearing sustained.

Levi C. Patton, defendant in error, vs Lucien Carey et al, plaintiffs, in error. Motion for rehearing overruled.

State ex rel, Peter O'Sullivan, defendant in error, vs A. M. Claffery, plaintiff in error. Continued under advisement.

B. Adams & Co., appellants, vs W. Barchert, W. T. Smith et al, interpleader, respondents. Motion to dismiss overruled.

V. G. Latham, respondent, vs City of Rolla, appellant. Affirmed on motion.

State vs use of J. G. Blackman, vs Albert G. McCracken. Affirmed on motion.

A. D. Harvey, respondent, vs Randall Morris, appellant. Motion to affirm overruled.

Ellis vs Pacific Railroad. Transcript filed by appellant and motion to affirm filed by respondent and continued.

City of Kansas, respondent, vs Thomas A. Smart et al, appellants. Affirmed on motion.

Opinions were filed as follows by

BY JUDGE ADAMS:

J. H. Fordyce, plaintiff in error, vs J. N. Handthorn, defendant in error. Affirmed.

BY JUDGE NAYTON:

J. J. Jones, defendant in error, vs E. Jones, plaintiff in error. Reversed and remanded.

BY JUDGE WAGNER:

Jasper Charles, appellant, vs Mary T. McCune, administrator, etc. Reversed and remanded.

State, respondent, vs W. H. Bailey, appellant. Reversed and remanded.

BY JUDGE VORIES:

State, appellant, vs A. W. Maupin, respondent. Affirmed.

Also in three other cases—affirmed.

W. P. Johnson, respondent, vs Aaron Gage, appellant. Reversed and remanded.

BY JUDGE SHERWOOD:

C. B. Brown, defendant in error, vs Mayor et al of Glasgow, plaintiff in error. Reversed and remanded.

State vs use of J. B. Lorel, plaintiff in error, vs J. C. Todd, defendant in error. Affirmed.

Court adjourned to court in course.

James Donley, a section hand on the Hannibal and St. Joe railroad, was recently run over and killed.

There is a probability that Knob Noster will have a machine shop and a five-story mill and elevator.

The engine and machinery for the new wagon factory at Macon have arrived and business will soon begin.

A son of Wm. Wakefield, near Mexico, fell from a tree, injuring himself so badly that he was not expected to live.

The brick work of the new school house at Mexico is completed and the mansard roof forming the third story is in its place.

F. H. Gillam, of Saline county, cut ninety acres of wheat last week, that yielded 2,275 bushels, 25 1-3 bushels to the acre.

A few days ago Mr. W. G. J. Crow, of Texas county, with the assistance of his boys and dogs, made the rare capture of a juvenile bear. The youngster is a yearling, weighing about one hundred pounds.

The people living in the neighborhood of Scotland are enjoying a sensation created by a young lady skedaddling away with another man on the day of her intended marriage with a gentleman from the eastern part of the county.

In conversation with Mr. Breed, of Toledo, Ohio, the other day, we learned that he had purchased about 10,000 bushels of wheat in this county, for which he paid 85c to \$1 per bushel.—Fayette Plowman.

We learn from citizens of Arrow Rock, Saline county, Mo., that lead has been found in large quantities near that town.

Col. Vincent Marmaduke has opened a fine bed exceedingly rich, and Mr. Samuel R. Collins, near there, has sold his mine for \$9,000 cash. The Central Missouri Mining company. Mr. Sped, superintendent, has also opened a fine vein. Why may there not also be some in Boonslick? This is on a direct line to Selma, Ill., and besides the conformation of the county and narrow channel of the river and surface in that neighborhood indicate the presence of mineral also there.—Fayette Plowman.

Four colored men went to sleep on the Texas Central Railroad track last Friday night, near Courtney. The midnight train went tearing along at the rate of about twenty miles an hour, and the quartet was seriously disturbed. One man was instantly killed; one lost a foot, another was seriously bruised, and the remaining one slightly.

THE DEVIL WHISKY.—Whisky is the devil that makes the mischief wherever it is tolerated, whether in America, England, Ireland or Scotland. There are 200,000,000 of people in Europe, outside of Great Britain and Russia, who drink nothing stronger than wine or beer; and, among all that vast mass, outnumbering the population of the United States five times, there is less drunkenness, and fewer arrests made on charges of "drunk and disorderly," than in the single city of Chicago, which contains not one five-hundredth of their population. This is an absolute fact—a naked truth—which it would be well for both liquor advocates and prohibitionists to turn over in their minds, digest well, and draw rational conclusions therefrom. A crusade against whisky as a beverage would be a legitimate and beneficent war, which, if crowned with success by the extirpation of the accursed fluid from the entire Union, would be a most inestimable public blessing. As a temperance measure, the tax on whisky should be quadrupled, while that on light wine should be reduced to one-fourth of existing imposts.—McCall's Cor. Chicago Tribune.

ELOPING WITH A MINISTER'S DAUGHTER.—John C. Craft is pastor of the Twelfth Ward City Mission Church in Newark. He has a daughter Margaret, about twenty years of age, who lived with him at his home on Charles street. A volunteer choir furnished the music for divine service in the church, and John Waggoner, always regarded as a strict church member, acted as the leader. A familiarity sprang up between them, which was the subject of much remark among the church members. Waggoner's wife, for he is a married man and has three children, frequently expostulated with him because of his attentions to Miss Kraft, but he assured her that her fears were unfounded. Miss Kraft and Waggoner were in their usual places in the choir last Sunday week, but on the Friday following Miss Kraft suddenly disappeared from home, and subsequent inquiry elicited the fact that on the same night Waggoner also disappeared. There is no doubt they both fled together, but their route and destination are unknown. Mrs. Waggoner is in great distress in consequence of her husband's desertion. He left her penniless, and she is obliged to depend upon the charity of her neighbors to keep herself and little ones from starving. The parents of the girl are stricken with grief because of their daughter's crime, and refuse to say anything about the matter.

AN IMPORTANT DISCOVERY.—G. W. Lloyd, the architect, desired some fire-proof brick the other day for the floor of a new barn, but when he learned the cost per thousand he determined to experiment a little with some common brick. He procured a few hundred, and had them delivered on a vacant lot on Michigan avenue between Third and Fourth streets, where they were placed in a big vat, such as payers use in which to heat their tar, and allowed to absorb the hot tar for four hours. In that length of time the bricks were as black as the tar itself, and soaked full of it, and when allowed to cool off it was found that their solidity had been greatly increased. A reporter of the Free Press yesterday struck one of the brick eight or ten hard blows before he could even break a piece off, and to strike one with a hammer is like striking a rock. Subjected to the same tests as a regular fire-proof brick, the tar-soaked brick came out finely. To determine their fire-proof qualities, a number of the brick were passed into the blazing furnace, and after a severe test they came out without a flaw or a crack; in fact they were rendered stronger and tougher for the baking, and it was almost impossible to break one. Mr. Lloyd will use the brick thus prepared for the stable, and will then, if the council grants permission, lay enough of them at some prominent crossing to test their merits for street paving.—Detroit Free Press.

Cowper's Mother.

Little is known of the parents of Cowper, except what he himself has told us in his letters, and in his imperishable lines "On the Receipt of my Mother's Picture out of Norfolk." We see with his eyes the devotion of his loving mother. She visits his chamber nightly to satisfy herself that he is safe and warmly laid. She washes his little cheeks with fragrant waters until they shine and glow, and she supplies her morning bounties.

"The biscuit, or confectionery room." When the school hours draw near, she wraps him in his warm scarlet mantle, puts on his velvet cap, and placing him, with a kiss, in his little coach, he is drawn to school by Robin, the gardener. Happy mother! happy child!

Cowper's mother died when he was about six years old, and the trouble of his life commenced, for shortly after her death he was sent to a boarding school, where his sensitive spirit was crushed. The grief of the child was as profound as the sorrow of the man.

"My mother! when I heard that thou wast dead, say, wast thou conscious of the tears I shed? Hov'ed thy spirit o'er thy sorrowing son? Wretch even then, life's journey just begun? Perhaps thou gavest me, though unfit, a kiss; Perhaps a tear, if souls can weep in bliss. Ah, that maternal smile! it answers—Yes, I heard the bell toll'd on thy burial day, I saw the hearse that bore thee slow away, And turning from my nursery window, drew A long, long sigh, and wept a last adieu!"

"I can truly say," he wrote nearly fifty years afterwards, "that not a week passes (perhaps I might with equal veracity say not a day) in which I do not think of her; such was the impression her tenderness made upon me, though the opportunity she had for showing it was so short."—R. H. Stoddard's Second Paper on the Ancestry of Authors; Scribner's for August.

Near Houston, Tex., several colored men lost all taste for watermelons a few nights ago. They had collected some forty of the finest in the "patch," when the proprietor appeared and filled the sable gentlemen full of bird-shot, which they have since been picking out.

Local Notices.

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aug3-tf J. P. FROMME, Agent.

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may16d&w-tf

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[may9-ly]

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june9-3m.

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Dissolution Notice.

THE partnership heretofore existing between Carter, Lambert & Whitesides, composed of M. S. Carter, L. A. Lambert and John A. Whitesides, was on or about the first day of March, 1874, dissolved. L. A. Lambert retires from the firm.
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[dec. 27, 1873-tf]

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